

023 Juab County
Gen Corr

cc: Wayne



United States Department of the Interior

BUREAU OF LAND MANAGEMENT

Fillmore Field Office

95 East 500 North

Fillmore, UT 84631

<http://www.blm.gov/ut/st/en/fo/fillmore.html>



IN REPLY REFER TO:
3600 (UTW02000)
UTU-75840

RECEIVED

JUL 01 2013

DIV. OF OIL, GAS & MINING

June 27, 2013

CERTIFIED MAIL # 7011 3500 0000 1992 4893
RETURN RECEIPT REQUESTED

Mr. Brian Allen :
Fish Springs National Wildlife Refuge : 43 CFR 3600 – Mineral Materials
P.O. Box 568 :
Dugway, Utah 84022 :

Mineral Materials Free Use Permit UTU-75840 Renewal

The Free Use Permit (FUP) for Mineral Materials, assigned Bureau of Land Management (BLM) case file number UTU-75840, expired on April 16, 2007. We recognize that you were unaware until recently that the permit had expired. To expedite renewal of your FUP, the BLM will continue to apply the National Environmental Policy Act (NEPA) analyses from the April 6, 1997 Categorical Exclusion (CX) for the site, J-050-97-066-CX, since there are no known new issues for analysis.

Under the Code of Federal Regulations (CFR) in 43 CFR § 3604.12, the BLM may issue Free Use Permits to government and non-profit entities, provided that the mineral materials are not used for industrial commercial purposes. The BLM issues FUPs for mineral materials to government entities for periods of no more than ten (10) years, as specified under 43 CFR § 3604.21(a)(1). Please note that under 43 CFR § 3604.22(a), you must not barter or sell mineral materials that you obtain from a FUP.

As part of a Free Use Permit agreement, you must submit annual production reports for mineral materials extraction under the permit. Annual production reports are required even if there is no production. From a telephone conversation, we understand that the site may be used only for storage of mineral materials extracted elsewhere, rather than for production. Please submit an annual production report to the BLM Fillmore Field Office. It may be most convenient to submit the report near the end of the Federal fiscal year on September 30th.

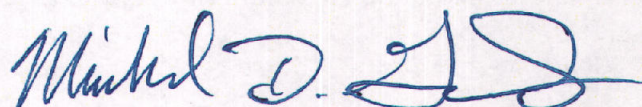
Please complete the enclosed contract document and return it to:

Mr. Mike Gates
Field Manager
Fillmore Field Office
Bureau of Land Management
95 East 500 North
Fillmore, UT 84631

Fillmore Field Office (FFO) will then notify you when your Free Use Permit has been authorized. Your new FUP authorization will expire ten (10) years from the last expiration. The renewed permit will therefore expire on April 16, 2017.

If you have any questions, please contact Duane Bays, Fillmore Field Office (FFO) Natural Resource Specialist, at (435) 743-3115, or Jerry Mansfield, FFO Geologist, at (435) 743-3125.

Sincerely,

A handwritten signature in blue ink, appearing to read "Michael D. Gates", with a stylized flourish at the end.

Michael D. Gates
Field Manager

Enclosures: FFO Standard Stipulations
Form 5510-1: Free Use Application and Permit

cc:

Paul Baker, UDOGM, 1594 W North Temple Ste 1210, Salt Lake City, UT 84114

Opie Abeyta (UT-923), Utah State Office/ BLM, 440 W 200 S, Ste 500, Salt Lake City, UT 84101-1345



United States Department of the Interior

BUREAU OF LAND MANAGEMENT

Fillmore Field Office

95 East 500 North

Fillmore, UT 84631

<http://www.blm.gov/ut/st/en/fo/fillmore.html>



IN REPLY REFER TO:
3600 (UTW02000)
UTU-72880

June 27, 2013

RECEIVED
JUL 01 2013
DIV. OF OIL, GAS & MINING

CERTIFIED MAIL #7011 3500 0000 1992 4886
RETURN RECEIPT REQUESTED

Mr. Bob Garrett, Road Superintendent :
Juab County : 43 CFR 3600 – Mineral Materials
160 North Main :
Nephi, Utah 84648 :

Mineral Materials Free Use Permit UTU-72880 Renewal

The Free Use Permit (FUP) for Mineral Materials at the Pony Express site, assigned Bureau of Land Management (BLM) case file number UTU-72880, expired on January 24, 2006. Although this site has seen no recent use, you requested reactivation of all Juab County FUPs in a meeting at Fillmore Field Office (FFO) in January 2013. The Pony Express FUP is located in aliquot parts of Section 18, Township 11 South, Range 14 West; and Section 25, Township 11 South, Range 15 West.

We recognize that you were unaware until recently that the permit had expired. To expedite renewal of your FUP, the BLM will continue to apply the National Environmental Policy Act (NEPA) analyses from the April 15, 1998 Programmatic Environmental Assessment (EA) for the site, J-050-98-058TR, until a new Programmatic EA is prepared for all Juab County FUPs in 2013.

Under the Code of Federal Regulations (CFR) in 43 CFR § 3604.12, the BLM may issue Free Use Permits to government and non-profit entities, provided that the mineral materials are not used in for-profit industrial or commercial purposes. The BLM issues FUPs for mineral materials to government entities for periods of no more than ten (10) years, as specified under 43 CFR § 3604.21(a)(1). Please note that as specified under 43 CFR § 3604.22(a), you must not barter or sell mineral materials that you obtain from a FUP.

As part of a Free Use Permit agreement, you must submit annual production reports for mineral materials extraction under the permit. Annual production reports are required even if there is no production. Please submit an annual production report to the BLM Fillmore Field Office. It may be most convenient to submit the report near the end of the Federal fiscal year on September 30th.

Please complete the enclosed contract document and return it to:

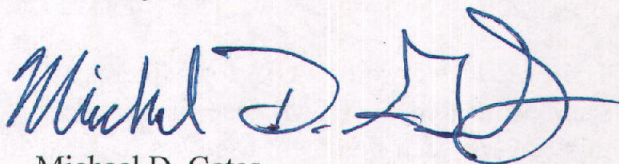
Mr. Mike Gates, Field Manager
Fillmore Field Office
Bureau of Land Management
95 East 500 North
Fillmore, UT 84631

Please specify an estimated quantity of mineral materials for extraction in the contract.

Fillmore Field Office (FFO) will then notify you when your Free Use Permit has been authorized. Your new FUP authorization will expire ten (10) years from the last expiration. The renewed permit will therefore expire on January 24, 2016.

If you have any questions, please contact Duane Bays, Fillmore Field Office (FFO) Natural Resource Specialist, at (435) 743-3115, or Jerry Mansfield, FFO Geologist, at (435) 743-3125.

Sincerely,

A handwritten signature in blue ink, appearing to read "Michael D. Gates", with a stylized flourish at the end.

Michael D. Gates
Field Manager

Enclosures: FFO Standard Stipulations
Form 5510-1: Free Use Application and Permit

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Paul Baker, UDOGM, 1594 W North Temple Ste 1210, Salt Lake City, UT 84114

Bill Buge (UT-923), Utah State Office-BLM, 440 W 200 S, Ste 500, Salt Lake City, UT 84101-1345